

1 THE HONORABLE BARBARA J. ROTHSTEIN  
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10 UNITED STATES DISTRICT COURT  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE

13 FRANSSEN CONDOMINIUM  
14 ASSOCIATION OF APARTMENT  
15 OWNERS, a Washington non-profit  
16 corporation,

17 Plaintiff,

18 v.

19 COUNTRY MUTUAL INSURANCE  
20 COMPANY, an Illinois company;  
21 FARMINGTON CASUALTY COMPANY, a  
22 Connecticut company; THE TRAVELERS  
23 INDEMNITY COMPANY, a Connecticut  
24 company; THE TRAVELERS INDEMNITY  
25 COMPANY OF AMERICA, a Connecticut  
26 company; and TRAVELERS CASUALTY  
INSURANCE COMPANY OF AMERICA, a  
Connecticut company,

Defendants.

No.: 2:21-cv-00295-BJR

STIPULATED MOTION CONTINUING  
PRETRIAL DEADLINES

21 **STIPULATION**

22 Due to complications arising from the COVID-19 Pandemic, Plaintiff Franssen  
23 Condominium Association of Apartment Owners and Defendants Country Mutual Insurance  
24 Company, Farmington Casualty Company, The Travelers Indemnity Company, The  
25 Travelers Indemnity Company of America, and Travelers Casualty Insurance Company of  
26 America (collectively, the “Parties”) respectfully request a short extension of certain case

1 deadlines in this lawsuit. The requested extensions should not impact the trial date.

2 Plaintiff retained Jens Johanson and/or Jim Kessler of J2 Building Consultants as an  
 3 expert regarding damage, causation, and repairs. Plaintiff recently advised Defendants that  
 4 both Mr. Johanson and Mr. Kessler are recovering from COVID-19 and, thus, need  
 5 additional time to comply with the current expert disclosure deadline. As a result, the Parties  
 6 do not anticipate being able to meet the current discovery deadlines set by the Order Setting  
 7 Trial Dates and Related Dates (Dkt. 24). To ensure adequate time and opportunity for the  
 8 Parties to conduct sufficient discovery without endangering the health of themselves, their  
 9 employees, attorneys, and the public at large, the Parties jointly request a short continuance  
 10 of certain pretrial deadlines.

11 Due to the above facts, the Parties believe that there is good cause under Federal Rule  
 12 of Civil Procedure 6(b) and Local Civil Rule 10(g) for a continuance of certain pretrial  
 13 deadlines. The Parties do not believe that their requested changes to pretrial deadlines will  
 14 require rescheduling the trial.

15 Consequently, the Parties, through their counsel, stipulate to the following proposed  
 16 extensions of the deadlines in the Court's Order Setting Trial Dates and Related Deadlines  
 17 (Dkt. 24):

Event	Original Deadline	New Deadline
Reports from expert witnesses under FRCP 26(a)(2) due	November 22, 2021	December 6, 2021
Rebuttal expert disclosures	None	January 5, 2022
Expert deposition cutoff	None	February 4, 2022
Dispositive motion cutoff	January 21, 2022	February 11, 2022
Discovery completed by	December 22, 2021	February 25, 2022
All motions <i>in limine</i> must be filed by	May 16, 2022	May 16, 2022
Joint Pretrial Statement	May 23, 2022	May 23, 2022

1	Pretrial conference	June 6, 2022	June 6, 2022
2	Jury Trial Date	June 20, 2022	June 20, 2022
3	Length of Jury Trial	7-10 days	7-10 days

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6 DATED this 29th day of November, 2021.  
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BARBARA J. ROTHSTEIN  
UNITED STATES DISTRICT JUDGE

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